

CC COMPLAINTS AGAINST JUDGE KAPLAN.

Summary of case history

1. January 22, 2004, February 26, 2004 Kaplan issues Restraining order against Chris Kennedy
 - a. Kaplan admits to Calling Prosecutors and Family relations about case details regarding Chris Kennedy and influencing cases to have Kennedy prosecuted
 - b. Orders that RO does not include ex-spouse but refuses to fix computer error that includes Leanna Putman
 - c. States I am guilty of a crime and if a warrant is written the right way a judge will sign it and I will be arrested.
 - d. Threats not to litigate case or I will not see my children as he did to a father just like me.
 - e. Meeting with opposing counsel and deciding ruling prior to completion of evidence.
 - f. No divine right to raise children
 - g. Granted RO because Kaplan did not like parents rules
 - 2) March 19, 2004, Kaplan issued second RO following complaint against him
 - a. No children listed, no allegation of abuse, Kaplan terminated contact with my daughters
 - b. RO#2 - No kids, no complaint, Complaint against judge
 - c. April 5, 2004 Kaplan meets with Judge Lawrence Klaczak prior to Restraining order hearing
 - d. Klaczak extends RO for 6 months for complaint against Kaplan, terminating all contact with daughters
 - e. Klaczak denies ever motion filed by Chris Kennedy including a contempt against the mother for withholding the children for 4 months.
 - f. RO and Contempt ruling are overturned on appeal, contempt remanded for a new hearing.
 - g. Kaplan delays hearing for 8 months
 - 3) April 2004 Kaplan removes documents from case folders in Rockville and Enfield, drives to Hartford to meet with state prosecutor. Submits documents he knows are false to the prosecutor to be put in a warrant to arrest Chris Kennedy
 - a. The Restraining order Kaplan issued where he refused to fix the computer error including the mother
 - b. A contempt charge against Chris Kennedy that was overturned on appeal
- April 20 2004 Arrest Chris Kennedy in Rockville court
I witness Kaplan kick my attorney out of the room to meet with Prosecutor Elizabeth Leaming.
Following meeting with Kaplan, Leaming refused to negotiate and forced case to trial
- November 6 2005 Kaplan follows me around Courthouse, blocking doorways. Upon exiting, Kaplan blocks drive way with his car

Chris Kennedy Feb. 17, 2010

APPROVING CORRUPT JUDGES

Judicial committee Public Hearing on the reappointment of
Superior court judge Howard Scheinblum

March 6, 2006

Rep. Hovey expresses her opposition to the delay of
reappointment of Judge Howard Scheinblum to investigate
allegations of abuse and depriving defendant of fundamental
rights to counsel and fair hearing

REP. HOVEY: Thank you, Mr. Chairman. Before you, I'm not
sure what the protocol is, do you want to close the public
hearing? I have a comment I want to make.

REP. LAWLOR: Oh, sure, I can close the public hearing. No
problem, it's okay.

REP. HOVEY: Okay, I just wanted to say that I respect the,
respectfully object to the delay in the votes on these
judges because it's my understanding that the delay is due
to one of the nominees specifically.

And, from my perspective, we've appointed and appraised
judges who have had significant issues with demeanor.

They're arrogant, pretentious and even dishonest, and that
we have recently approved a judge who knowingly put
children back into harm's way instead of using their
judicial latitude to protect these children.

And the particular individual that we had earlier today, I
believe the terms willful neglect and this or that about
their circumstance, personal circumstance.

And what I would say is, someone who sits on this Committee
with a--

[Whereupon, the hearing was adjourned.]

SEX ABUSER AVOIDS PRISON SENTENCE IN PLEA DEAL
[2 WEST CENTRAL EDITION]

Hartford Courant - Hartford, Conn.

Author: DAVID OWENS; Courant Staff Writer
Date: Mar 17, 2007
Start Page: B.4
Section: CONNECTICUT
Text Word Count: 433

A Bolton man who admitted that he sexually assaulted a 3-year-old girl escaped a prison sentence Friday in Superior Court in Rockville, but got a strong rebuke from the child's mother and Judge Patricia A. Swords.

James B. Jones, 27, of 8 Colonial Road, was found guilty of risk of injury to a minor and second-degree assault. He initially had been charged with first-degree sexual assault and risk of injury to a minor. He was arrested in June 2005. The abuse occurred before October 2004.

"There is no doubt your behavior ... was reprehensible -- perhaps the most reprehensible to come before this court," Swords told Jones. It's an adult's obligation to not only not harm a child, but to protect children from harm.

"Your harm here, and what you've done here, will not be over today," Swords said. "It will not be over for many years to come."

Swords noted that she accepted the plea bargain that enabled Jones to avoid prison so the child would be spared having to face her abuser and recount what he did to her.

The child's mother told Jones that her daughter will continue to suffer long after his sentence of five years of probation is over.

"She'll suffer a lifetime," the child's mother said. "No amount of punishment can ever take away the pain you've caused."

Jones must register as a sex offender for 10 years, but his registration will remain secret to people who visit the state sex offender registry. Information about Jones' status on the list will be available only to law enforcement officials. The secret registration was part of the plea bargain negotiated by Jones' lawyer, David Marder, and Assistant State's Attorney Elizabeth Leaming.

During the sentencing hearing, Jones admitted he sexually assaulted the child.

The child told her mother that Jones would tickle her in her private area and fondle her.

On one occasion, the girl's baby sitter reported finding her playing "doctor" with another child. She had her pants and underpants down around her ankles. The baby sitter asked her why she did that and she responded that was how she played "doctor" with Jones.

Jones pleaded guilty to the risk of injury to a minor charge and pleaded guilty under the Alford doctrine to second-degree assault. When someone pleads guilty under the Alford doctrine they dispute the state's evidence against them, but concede it is likely they would be found guilty at trial.

When Jones was asked by Swords whether Leaming's description of his conduct with the child was accurate, he responded "yes."

Contact David Owens at dowens@courant.com.



STATE OF CONNECTICUT
JUDICIAL BRANCH

EXTERNAL AFFAIRS DIVISION

melissa.farley@jud.state.ct.us

Melissa A. Farley, Esq., Executive Director

231 Capitol Avenue
Hartford, Connecticut 06106
Phone (860) 757-2270
Fax (860) 757-2215

June 26, 2007

Mr. Christopher Kennedy
314 Jobs Hill Road
Ellington, CT 06029

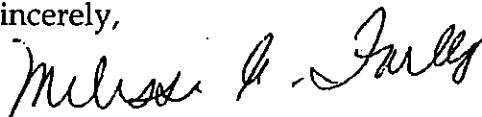
Dear Mr. Kennedy:

I wanted to respond to your inquiry regarding your concern that copies of judicial review complaints are being placed in sealed envelopes in the files of cases at the Tolland Judicial District courthouse.

I have looked into this inquiry and have concluded that this is not a widespread practice but that such a document is included in your file. It is my understanding there is a manila envelope in your file with a "sealed" sticker attached to it, with the notation that it was sealed by Judge Swords on February 3, 2006. It is also my understanding that you were permitted several months ago by Deputy Chief Clerk, Stephen J. Santoro to open the envelope which contained a copy of the Judicial Review Council complaint filed by you against Judge Swords along with the narrative attached to it.

Thank you for bringing this matter to my attention.

Sincerely,


Melissa A. Farley, Esq.
Executive Director

MAF:vc

APPENDIX

- A.) FA04-0083356, Modified Restraining order issued by the Rockville court including Leanna Putman against court orders due to computer error. See Record in AC25220.
- B.) FA04-0083356 Memorandum from Judge Jonathan Kaplan stating that the daughter need not be included, page 6 lines 2-6; that the Modified order is incorrect due to computer error, that it does not include the mother and judge Kaplan will not correct the computer of the error. Page 7, lines 1-18. From Record in AC25220
- C1.) Hartford Arrest Warrant affidavit stating judge Kaplan initiated the investigation and provided documentation from Rockville and Enfield court (Page 1). Statement that the Plaintiff was held in contempt of court by judge Graziani, omitting it was overturned on appeal AC24017 (Page 2). That Kennedy was restrained from Leanna Putman per the orders of judge Kaplan based on the Modified restraining order Kaplan supplied, knowing it was false (page 3-4). Evidence submitted in this case in Superior court.
- C2.) FA04-0083947 Application for Restraining order by the Defendant and council Susan Boyan. No children are listed, no allegations of abuse. The application is for Leanna Putman as guardian. See Record of AC25425
- D.) FA04-0083947 Ex parte Restraining Order granted by Judge Kaplan suspending visitation with no children listed. See Record of AC25425
- E.) FA04-0083947 Modified order after hearing by Judge Graziani suspending visitation of the minor daughters and including the mother Leanna Putman. See Record of AC25425 (*Denied before J.C. 1/29/07*)
- F.) FA04-0083947 Memorandum by Judge Lawrence Klaczak extending the order for 6 months based on the Plaintiff motion to recuse Judge Kaplan See Record of AC25425
- G.) Transcript from GA-19 of Teresa Wassenburg calling judge Klaczak and Peter Myers to issue a full no contact protective order. Wassenburg falsely states it is identical to Klaczak's restraining order.
- H.) State Prosecutor Chris Parakilas response to a grievance stating that judge Kaplan and Teresa Wassenburg called him to have the Plaintiff prosecuted. Page 3-5.

**RESTRAINING ORDER
RELIEF FROM ABUSE**

JD-FM-130 Rev. 6-02

C.G.S. §§ 29-28, 29-32, 29-33, 29-36k, 29-36l, 45b-15,
52-259, 53a-36, 53a-42, 53a-217c, P.A. 01-130,
P.A. 02-120, P.A. 02-127, P.A. 02-132**" ATTENTION RESPONDENT "****SEE PAGE 2 FOR FIREARMS RESTRICTIONS
AND OTHER INFORMATION CONCERNING
ORDERS OF PROTECTION.****STATE OF CONNECTICUT
SUPERIOR COURT**

www.jud.state.ct.us

☒ **EX PARTE RESTRAINING ORDER**

INSTRUCTIONS TO CLERK: Assign a hearing date of not later than 14 days from the date of the Order and Notice of Court Hearing. Provide the originals of the completed Application (JD-FM-137), Affidavit (JD-FM-138), this order (JD-FM-139) as well as two certified copies of this order to the Applicant. Retain one copy for the court file. Provide one copy to CSSD Family Services until January 1, 2003.

☐ **RESTRAINING ORDER AFTER HEARING**

INSTRUCTIONS TO CLERK: Retain original for court file. Provide two certified copies of this order to the Applicant and one copy to the Respondent. Provide one copy to CSSD Family Services until January 1, 2003.

Within 48 hours of issuance of this order, the clerk shall send to the law enforcement agency where applicant resides, and, if different, the law enforcement agency where respondent resides and the law enforcement agency where applicant is employed:

Prior to January 1, 2003—a certified copy of this order.
On or after January 1, 2003—a copy of this order or the information contained herein by facsimile or other means.

J.D. TOLLAND	COURT LOCATION (No., street, town, zip code, and courtroom, if applicable) 69 BROOKLYN ST. ROCKVILLE, CT	DOCKET NO. 83356	
NAME OF APPLICANT (Last, First, MI) LEANNA PUTMAN acting as parent/guardian	DATE OF BIRTH (mm/dd/yyyy) 6-24-65	SEX <input type="checkbox"/> M <input checked="" type="checkbox"/> F	RACE W
ADDRESS TO WHICH APPLICANT'S MAIL IS TO BE SENT (No. and street) 3 SCHOOL ST.	(Town) ENFIELD	(State) CT	(Zip Code) 06082
APPLICANT'S TOWN OF EMPLOYMENT (if applicable) STAFFORD SPRINGS	(State) CT	(Zip Code) 06076	
NAME OF RESPONDENT (Person against whom order is issued) (Last, First, MI) CHRISTOPHER B. KENNEDY	DATE OF BIRTH (mm/dd/yyyy) 5-23-67	SEX <input checked="" type="checkbox"/> M <input type="checkbox"/> F	RACE white
ADDRESS OF RESPONDENT IF DIFFERENT FROM ABOVE (No. and street) 314 JOBS HILL RD.	(Town) ELLINGTON	(State) CT	(Zip Code) 06029

**ON THIS DATE IT IS HEREBY ORDERED THAT:
THE ABOVE-NAMED RESPONDENT,**☒ Refrain from imposing any restraint upon the person or liberty of the Applicant. (R1)☒ Refrain from entering the family dwelling or the Applicant's dwelling. (R3)☒ Refrain from threatening, harassing, assaulting, molesting, sexually assaulting or attacking the Applicant. (R2)☐ Respondent may return to the dwelling one time with police to retrieve belongings. (R4)

ADDRESS OF DWELLING 3 School Street	(Town) Enfield	(State) CT	(Zip Code) 06082
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☐ Refrain from stalking the Applicant. (R6)☐ Refrain from coming within 100 yards of the Applicant. (R7)☒ Stay away from children's school/daycare. (R9)☒ This order extends to the Applicant's minor children. (R10)☐ This order extends to other persons (R11): (Specify)☐ Refrain from having any contact in any manner with the Applicant. (R5)☐ Refrain from entering the Applicant's place of employment. (R8)☐ THE COURT FURTHER AWARDS TEMPORARY CUSTODY OF THE FOLLOWING CHILDREN TO THE APPLICANT (R12):

NAME (Last, First, MI)	SEX (M/F)	DATE OF BIRTH (MM/DD/YYYY)	NAME (Last, First, MI)	SEX (M/F)	DATE OF BIRTH (MM/DD/YYYY)
1 Sean Kennedy	M	09-19-1988	4		
2 Kathleen Kennedy	F	02-07-1993	5		
3 Brian Kennedy	F	05-05-1990	6		

☐ With visitation as follows (V1):☐ Without visitation rights to the Respondent (V2).☒ Further order (R13):

Respondent's visitation is suspended.

NOTICE

An EX PARTE RESTRAINING ORDER is only effective until the date of the hearing unless extended by agreement of the parties or by order of the court for good cause shown. A RESTRAINING ORDER AFTER HEARING remains effective for six months from the date of the order unless a shorter period is ordered by the court.

SIGNED (Judge, Assistant Clerk)

DATE SIGNED

1/8/04

FOR COURT USE ONLY

WRITING ORDER FROM ABUSE

Rev. 9-03
29-28, 29-32, 29-33, 29-36k, 29-36l, 46b-15,
53a-38, 53a-42, 53a-217c.

Modified

STATE OF CONNECTICUT
SUPERIOR COURT

www.jud.state.ct.us



A

EX PARTE RESTRAINING ORDER

INSTRUCTIONS TO CLERK: Assign a hearing date of not later than 14 days from the date of the Order and Notice of Court Hearing. Provide the originals of the completed Application (JD-FM-137), Affidavit (JD-FM-138), this order (JD-FM-139) as well as two certified copies of this order to the Applicant. Retain one copy for the court file.

Within 48 hours of the issuance of this order, the clerk shall send to the law enforcement agency where applicant resides, and, if different, the law enforcement agency where respondent resides and the law enforcement agency where applicant is employed, a copy of this order or the information contained herein by facsimile or other means.

RESTRaining ORDER AFTER HEARING

INSTRUCTIONS TO CLERK: Retain original for court file. Provide two certified copies of this order to the Applicant and one copy to the Respondent.

J.D. TTD	COURT LOCATION (No., street, town, zip code, and courtroom, if applicable) 69 Brooklyn Street, Rockville CT 06066	DOCKET NO. FA04-0083356-8
NAME OF APPLICANT (Last, First, MI) Putman, Leanna	DATE OF BIRTH (mm/dd/yyyy) 06/24/1965	SEX <input type="checkbox"/> M <input checked="" type="checkbox"/> F
ADDRESS TO WHICH APPLICANT'S MAIL IS TO BE SENT (No. and street) 3 School Street		RACE White
(Town) Enfield		(State) (Zip Code) CT 06082
APPLICANT'S TOWN OF EMPLOYMENT (if applicable) (State) (Zip Code)		
NAME OF RESPONDENT (Person against whom order is issued)(Last, First, MI) Kennedy, Christopher Burke	DATE OF BIRTH (mm/dd/yyyy) 05/23/1967	SEX <input checked="" type="checkbox"/> M <input type="checkbox"/> F
ADDRESS OF RESPONDENT IF DIFFERENT FROM ABOVE (No. and street) 314 Jobs Hill Rd		RACE White
(Town) Ellington		(State) (Zip Code) CT 06029

RESTRaining ORDER - RELIEF FROM ABUSE

ON THIS DATE IT IS HEREBY ORDERED THAT:

THE ABOVE-NAMED RESPONDENT,

☒ Refrain from imposing any restraint upon the person or liberty of the Applicant. (R1)

☒ Refrain from entering the family dwelling or the Applicant's dwelling. (R3)

☒ Refrain from threatening, harassing, assaulting, molesting, sexually assaulting or attacking the Applicant. (R2)

☐ Respondent may return to the dwelling one time with police to retrieve belongings. (R4)

ADDRESS OF DWELLING (Town) (State) (Zip Code)
3 School Street Enfield CT 06082

☐ Refrain from stalking the Applicant. (R6)

☐ Refrain from coming within 100 yards of the Applicant. (R7)

☐ Stay away from child(ren)'s school/daycare. (R9)

☒ This order extends to the Applicant's minor child(ren). (R10)

☐ This order extends to other persons (R11): (specify)

☐ THE COURT FURTHER AWARDS TEMPORARY CUSTODY OF THE FOLLOWING CHILD(REN) TO THE APPLICANT (R12):

NAME (Last, First, MI)	SEX (M/F)	DATE OF BIRTH (MM/DD/YYYY)	NAME (Last, First, MI)	SEX (M/F)	DATE OF BIRTH (MM/DD/YYYY)
1			4		
2			5		
3			6		

☒ With visitation as follows (V1): Visitation schedule restored as to Kathleen and Brenna.

☐ Without visitation rights to the Respondent (V2).

☒ Further order (R13):

Respondent's visitation is suspended as to Sean ONLY. Respondent is NOT to attend PPT's or school conferences for Sean.

NOTICE

An EX PARTE RESTRAINING ORDER is only effective until the date of the hearing unless extended by agreement of the parties or by order of the court for good cause shown. A RESTRAINING ORDER AFTER HEARING remains effective for six months from the date of the order unless a shorter period is ordered by the court.

SIGNED (Judge, Assistant Clerk)

Sally M. Bunnell / TAC

KAPLAN

DATE SIGNED

01/22/2004

FOR COURT USE ONLY

1 FA-04-0083356-S

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:

SUPERIOR COURT

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4 LEANNA PUTMAN

:

TOLLAND JUDICIAL DISTRICT

5

6 V.

:

ROCKVILLE, CONNECTICUT

7

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9 CHRISTOPHER KENNEDY

:

FEBRUARY 26, 2004

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BEFORE:

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APPEARANCES:

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For the Plaintiff:

SUSAN BOYAN, ESQ.

For the Defendant:

CHRISTOPHER KENNEDY (ordering party)
Pro Se

Jeanne Chace
Court Monitor

1 therefore, I'm going to disqualify myself. That would
2 be totally inappropriate. So that's why raised that
3 question even though Mr. Kennedy chose not to address
4 those two paragraphs when he made his initial
5 presentation.

6 You may not understand this, Mr. Kennedy. I hope
7 you will for the future, either with me or other
8 judges. Judges and most lawyers -- and I have no
9 reason to believe Attorney Boyan would act any
10 differently than I'm about to report from my
11 experience in dealing with her through the years --
12 try to operate at the highest ethical standards we can
13 and judges in particular because we are in a public
14 forum. Lawyers very often are not. Conferences take
15 place in family service offices and the like, and it's
16 off the record, but judges in particular are concerned
17 about --not only being fair -- but the perception that
18 we are fair.

19 If people feel that justice isn't fair, then it's
20 not fair to them and that's our problem to try to
21 convey that. I have to state for the record -- and I
22 don't have any recollection about Attorney Boyan
23 getting here, leaving early or leaving late or
24 whatever it was the day before the Thursday ruling if
25 that's the day you were referring to. I say it's a
26 little vague here. I have no recollection of having
27 any conversation with Attorney Boyan in the hallway,

1 record because you've made this allegation, which
2 pains me. I have to tell you that when anybody makes
3 an allegation like that, not that you're necessarily
4 doing it vindictively or any other way, it pains me if
5 I possibly did something to open myself up to a claim
6 that I was not impartial in a case because I bend over
7 backwards to try to be impartial to everybody who
8 appears in front of me.

9 But I will state for the record that I had no
10 conversation with Attorney Boyan about the merits of
11 the Putman versus Kennedy case or even the scheduling
12 of the Putman versus Kennedy case. In fact, I think
13 it was the last day of the hearing before I even
14 learned the name was Putman and not Putnam. And so I
15 had prior contact with this case whatsoever, except to
16 the extent that I had when this file was brought
17 forward, which is the skinny file, so to speak, had
18 the original file pulled out because I had to look at
19 that to understand where we are in the case. And I
20 did that. But I had no conversations whatsoever with
21 her. Even when this case was scheduled for today, I
22 had the scheduling through the clerk, and as I pointed
23 out at the beginning of the hearing, I asked the clerk
24 to tell Attorney Boyan did not have to be here today
25 because it was preliminary. I wouldn't even tell
26 Attorney Boyan directly, don't bring -- you don't have
27 to bring your client because it's preliminary. I had

1 that done through the clerk. I bend over backwards to
2 be fair to people and as I say, I'm hurt when people
3 will make a claim like that because that's questioning
4 my integrity, the integrity of the system, the
5 integrity of Attorney Boyan.

6 It also is troublesome that somebody claims to have
7 eavesdropped on a confidential communication between a
8 lawyer and her client. I mean that troubles me. So an
9 awful lot about paragraph fourteen troubles me, but as
10 I said, I'm not holding that against you or anything.
11 I'm simply saying to you in the future just be careful
12 with allegations like that. They are not -- they are
13 very serious allegations and we take them seriously.
14 So to just shoot that arrow up in the air because you
15 feel like shooting an arrow in the air, try not to do
16 that.

17 As to paragraph thirteen, I absolutely admit and I
18 put on the record beforehand that I would be
19 contacting the family service office in Enfield and I
20 ended up actually talking to Peter Meyers here in the
21 family service office because he's the supervisor.
22 Whether or not he ever conveyed any information to
23 Enfield, I don't know. I also spoke to the State's
24 Attorney in Enfield because the State's Attorney's
25 Office is always in the position that a family
26 services' officer at the end of a family case -- and I
27 believe it was an allegation of interfering with

1 custody or something like that you said was pending
2 there -- that at the end of the case if they're making
3 a recommendation of a nolle, that the State's
4 Attorney's Office should have all the relevant
5 information, and I had no idea that the State's
6 Attorney Office would ever get the relevant
7 information. I could have ordered a transcript of
8 three days of hearings and sent it to them. You know,
9 that's one way to have dealt with it, but I chose not
10 to do that because I thought that was a lot more
11 information than he had to know.

12 I simply reported to the supervising State's
13 Attorney in the office, Mr. Parakilis, the new
14 supervisor, that he's got that case pending, that it
15 was in the hands of family services and that there's
16 something related to December 30th, 2003 or 31st,
17 whatever the date was, that allegedly occurred that
18 might be relevant to that case and he should try to
19 get that information before he made a decision about
20 what he was going to do because he should not be
21 entering a nolle on a case if he feels that what was
22 alleged on December 30th is relevant to the case and
23 indicates that for whatever reason he should not be
24 exercising his discretion and it's solely the
25 prosecutor's discretion, not family relations or not
26 the judge for that matter. He's exercising his
27 discretion to enter a nolle. I felt I had an

1 obligation to tell him that there's something that
2 might be relevant. What he did with that, whether he
3 investigated that, I don't know. I don't care. I
4 didn't tell him what to do with the case. He wanted
5 to enter a nolle. That's his business, but I had to -
6 - I felt I had to report that information to him. As
7 I said earlier, you allege that Ms. Putman has an
8 obligation to do certain reporting within twenty-four
9 hours. I don't necessarily have a twenty-four time
10 limit, but I think as a judge, I have an obligation to
11 advise a court officer and the prosecutor is a court
12 officer that there may be something relevant to his
13 case that I'm aware of in this court. I'd think I'd
14 be derelict in my duty not to do that. Again, if I'm
15 wrong about that, that's why we have Appellate and
16 Supreme Courts. They can figure that out. I don't
17 think I am. I think I'm correct about that.

18 So paragraph thirteen, maybe not word-for-word, but
19 paragraph thirteen in general I agreed occurred, that
20 I did report, and as I said, I put on the record here
21 beforehand that I would report. Paragraph fourteen is
22 somebody's misunderstanding at best or at worst, a
23 fabrication. I don't know, but it's clearly not
24 something that occurred. I hate to repeat myself, but
25 it's so troubling to me that that kind of allegation
26 gets made that I have to repeat it so it's clear for
27 the record.

1 In any event, because I know I had no conversation
2 with Attorney Boyan regardless of what conversation
3 she may or may not have had with her client, and I
4 again, think that if anybody eavesdropped on a
5 confidential communication, that's inappropriate, but
6 Attorney Boyan has indicated that nothing happened.
7 And I believe that. She's an officer of the court.
8 She makes that statement to me. I believe that, and I
9 know the other half of it didn't happen. So I don't
10 know where the information is coming from. You know
11 in the future, you may want to be a little more
12 careful with your sources.

13 But I wrote as you spoke, Mr. Kennedy. And I will
14 go through item by item. The items that you have
15 orally discussed today and I will make a ruling on the
16 motion, but even if I don't talk about every one of
17 the eighteen paragraphs in the motion or every one of
18 the four exhibits or five exhibits, my ruling has
19 taken into account all of that. I don't come to court
20 unprepared. I've read it all, and I am familiar with
21 everything that you allege; but I will start with the
22 issues that you discussed orally.

23 The first issue that you discussed was the overall
24 credibility of Sean, which you attacked. And I will
25 just state for the record that was raised at the hearing
26 in front of me. You did make several references to
27 areas where you felt that Sean was not accurate in his

1
2 FA-92-0083356-S : SUPERIOR COURT
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5 LEANNA PUTMAN : TOLLAND JUDICIAL DISTRICT
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8 V. : ROCKVILLE, CONNECTICUT
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11 CHRISTOPHER KENNEDY : FEBRUARY 26, 2004
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19 CERTIFICATION

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21 I hereby certify that the foregoing is a true and correct electronic version of the
22 proceedings held in the above-entitled case, heard before The Honorable
23 Jonathan J. Kaplan, Judge, at the Superior Court for the Judicial District of Tolland,
24 Rockville, Connecticut, on the 26th day of February, 2004.

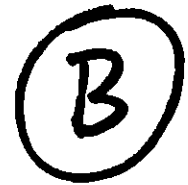
25 Dated this 27 day of April, 2004, at Rockville,
26 Connecticut.

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28 Jeanne M. Chace
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FA-04-0083356-S

:

SUPERIOR COURT



LEANNA PUTMAN

:

TOLLAND JUDICIAL DISTRICT

V.

:

ROCKVILLE, CONNECTICUT

CHRISTOPHER KENNEDY

:

FEBRUARY 26, 2004

BEFORE:

THE HONORABLE JONATHAN KAPLAN
SUPERIOR COURT JUDGE

APPEARANCES:

For the Plaintiff:

SUSAN BOYAN, ESQ.

For the Defendant:

CHRISTOPHER KENNEDY (ordering party)
Pro Se

Jeanne Chace
Court Monitor

JUN 25 3 53 PM '04
CLERK OF SUPERIOR COURT

1 child, sooner or later they're abusive toward other
2 children. I felt that you had a good relationship with
3 your daughters and that should not be interfered with;
4 therefore, I did not order a cessation of the visitation
5 with your daughters. I thought I was doing that for
6 their best interests and giving you the benefit of the
7 doubt. That's what I was intending to do. If somehow my
8 actions were misinterpreted, I apologize; but I did that
9 because I was trying to be very thoughtful about all
10 this." And I guess you don't like analogies, but I'll
11 use the analogy: you don't kill a mouse with an elephant
12 gun.

13 I don't have to enter an order terminating all your
14 visitation with all three children if your conflict is
15 with Sean and your daughters appear to be safe with you.
16 We don't have to stop the visitation with your
17 daughters. However, since we had, what I found to be,
18 abuse with Sean -- I realize you don't see it that way,
19 Mr. Kennedy -- since I found abuse with Sean, I'm always
20 concerned that other abuse may occur; therefore, to
21 enter an order that you not harass, threaten, etc. your
22 daughters, again, I think I'd be derelict in my duty not
23 to do that.

24 And by the way, when we're dealing with restraining
25 orders regarding children, parents can file the
26 restraining orders in the names of the children. You
27 may recall at the beginning of this, I asked that the

1 petition be amended to be in your wife's name in the
2 role of parent for your children.

3 THE CLERK: Your Honor, when we tried to do it that
4 way, it could not be entered, so that it made it clearer
5 that she was doing for the children.

6 THE COURT: Okay. I ordered it, but the computer
7 doesn't take it. We're in the world of computers where
8 appropriate orders may not always be able to be accepted
9 by computers, unfortunately; but I made it clear on the
10 record that she was not acting in her individual
11 capacity. She was not threatened; she was not abused
12 directly. But she was acting in the capacity of parent,
13 and I allowed her to proceed that way even if the trusty
14 computer won't take it that way. Is that Edison?

15 THE CLERK: I'm not the one that does --

16 THE COURT: Okay. I'm going to have to do
17 something with old Edison. All right. We'll find a way
18 to get those things fixed in time. You indicated today,
19 Mr. Kennedy, that you do not understand what aspects of
20 your behavior were threatening or harassing to your
21 children; and again, it may be a matter of
22 interpretation but after sitting three days of hearings
23 -- I realize they weren't three six or eight hour days -
24 - but the hearing over three days -- over a period of
25 three days and hearing all the testimony, [that clearly
26 what occurred between you and Sean was abuse.] Whether
27 or not there was some excuse for it, whether or not Sean

NAME AND RESIDENCE (Town) OF ACCUSED

Christopher B. Kennedy, Ellington, CT

COURT TO BE HELD AT (Town) -
Hartford

GA
1

APPLICATION FOR ARREST WARRANT

TO: A Judge of the Superior Court

The undersigned hereby applies for a warrant for the arrest of the above-named accused on the basis of the facts set forth in the...

☒ affidavit below... ☐ affidavit(s) attached.

C1

DATE AND SIGNATURE	DATE 6-29-05	SIGNED (Prosecutorial Official) <i>[Signature]</i>
--------------------	-----------------	---

AFFIDAVIT

The undersigned, being duly sworn, deposes and says:

The affiant is Stephen A. Kumnick. He is a sworn Police Inspector employed by the Division of Criminal Justice, Office of the Hartford State's Attorney. He presently has over 31 years of police experience. His duties include investigation of complaints received at his office. ON April 2, 2004, the Honorable Jonathan Kaplan, a Judge of the Superior, referred a matter to this office for investigation to determine if possible crime may have been committed by a party in obtaining an Ex Parte Restraining Order from Judge Prestley of the Superior Court in Hartford.

Judge Kaplan provided copies of documents referred to in this affidavit and the affiant has reviewed them in connection with this investigation.

On April 16 2001, Christopher Kennedy of 314 Jobs Hill Road, Ellington, CT filed for a divorce from his wife Leanna Kennedy of Broad Brook, CT. It was filed in the Judicial District of Tolland at Rockville with a return Date of May 8, 2001. At the time of filing the couple had three (3) children. They are:

Sean Christopher Kennedy (DOB 08/19/88)
Kathleen Lee Kennedy (DOB 02/07/1993)
Brenna Marie Kennedy (DOB 05/08/1996)

The divorce action was subsequently Docketed in the Superior Court for the Judicial District of Tolland as number FA 01-0075660S.

Also on April 16, 2001 Christopher Kennedy applied for and received an Ex-Parte restraining order against Leanna Kennedy. This matter was docketed in the Tolland Judicial District as FA 01-0075591S.

DATE AND SIGNATURE	DATE JUNE 29, 2005	SIGNED (Affiant) <i>[Signature]</i>
JURAT	SUBSCRIBED AND SWORN TO BEFORE ME ON (Date) JUNE 29, 2005	SIGNED (Judge, Clerk, Comm. Sup. Cl., Notary Pub.) <i>[Signature]</i>

FINDING

The foregoing Application for an arrest warrant, and affidavit(s) attached to said Application, having been submitted to and considered by the undersigned, the undersigned finds from said affidavit(s) that there is probable cause to believe that an offense has been committed and that the accused committed it and, therefore, that probable cause exists for the issuance of a warrant for the arrest of the above-named accused.

DATE AND SIGNATURE	DATE 6/29/05	SIGNED (Judge, Clerk, Comm. Sup. Cl., Notary Pub.) <i>[Signature]</i>
--------------------	-----------------	--

NAME AND RESIDENCE (Town) OF ACCUSED
Christopher B. Kennedy, Ellington, CT

COURT TO BE HELD AT (Town)
Hartford

G.A.
1

APPLICATION FOR ARREST WARRANT

TO: A Judge of the Superior Court

The undersigned hereby applies for a warrant for the arrest of the above-named accused on the basis of the facts set forth in the...

☒ affidavit below... ☐ affidavit(s) attached.

DATE AND SIGNATURE	DATE 6-29-05	SIGNED (Prosecutorial Official) <i>[Signature]</i>
--------------------	------------------------	---

AFFIDAVIT

The undersigned, being duly sworn, deposes and says:

On April 30, 2001 the Court vacated the aforementioned Restraining Order and that is documented in the file an Agreement of the Parties signed by both Christopher and Leanna Kennedy on April 30, 2001.

On April 17, 2002 Leanna Kennedy was arrested by the Connecticut State Police Department on the charge Assault 2nd Degree based upon a complaint made by Christopher Kennedy. That matter was presented in Superior Court, G.A. 19 as Docket Number CR02-76144. The matter was Nolled on June 12, 2003.

On May 7, 2002 the Honorable Edward Graziani, a Judge of the Superior Court at the Judicial District of Tolland, granted a divorce to Christopher Kennedy and Leanna Kennedy. As part of that divorce, Leanna Kennedy had her name changed to Leanna Putman. Also as part of that divorce both parents were to share jo physical and legal custody of their three children. This was under Docket # TT DFA010075660S.

On February 4, 2003, Judge Graziani issued an order in Docket # TT DFA010075660S that included the provision to give sole custody of the three Kennedy children to Leanna Putnam with reasonable visitation right given to Christopher Kennedy. Also on that same date the court found that Christopher Kennedy willfully disregarded the court's May 7, 2002 order regarding telephone access by the children to contact a parent. Christopher Kennedy was found in contempt of court. No attorney's fees or sanctions were ordered at that time. On that date Christopher Kennedy was Pro Se before the court.

On February 14, 2003 a Pro Se Motion to Reargue Post Judgement was filed in Docket # TT DFA010075660S by Christopher Kennedy. It requested a hearing on the motions of February 4, 2003. Judge Graziani denied the motion on February 24, 2003.

DATE AND SIGNATURE	DATE JUNE 29, 2005	SIGNED (Affiant) <i>[Signature]</i>
JURAT	SUBSCRIBED AND SWORN TO BEFORE ME ON (Date) JUNE 29, 2005	SIGNED (Judge, Clerk, Comm. Sup. Cl., Notary Pub.) <i>[Signature]</i>

FINDING

The foregoing Application for an arrest warrant, and affidavit(s) attached to said Application, having been submitted to and considered by the undersigned, the undersigned finds from said affidavit(s) that there is probable cause to believe that an offense has been committed and that the accused committed it and, therefore, that probable cause exists for the issuance of a warrant for the arrest of the above-named accused.

DATE AND SIGNATURE	DATE 6/29/05	SIGNED (Judge, Clerk, Comm. Sup. Cl., Notary Pub.) <i>[Signature]</i>
--------------------	------------------------	--

ARREST WARRANT APPLICATION STATE OF CONNECTICUT
 JD-CR-64EL Rev. 7-98 SUPERIOR COURT
 C.G.S. § 54-2a, Pr. Bk. Sec. 593, 593A, 594

FOR COURT USE ONLY
 Supporting Affidavits Submitted
☐ YES ☐ NO

NAME AND RESIDENCE (Town) OF ACCUSED
Christopher B. Kennedy, Ellington, CT

COURT TO BE HELD AT (Town)
Hartford

APPLICATION FOR ARREST WARRANT

TO: A Judge of the Superior Court

The undersigned hereby applies for a warrant for the arrest of the above-named accused on the basis of the facts set forth in the...

☐ affidavit below... ☐ affidavit(s) attached.

DATE AND SIGNATURE	DATE 6-29-05	SIGNED (Prosecutorial Official) <i>[Signature]</i>
--------------------	------------------------	---

AFFIDAVIT

The undersigned, being duly sworn, deposes and says:

On March 10, 2003 Christopher Kennedy filed a Pro Se appeal to the State Appellate Court in Docket # FA010075660S. He signed the form (JD-SC-28) as pro se party. In the section marked APPEAL he cites the reason as 'JUDGEMENT TO SET ASIDE VERDICT'.

On or about May 5, 2003 Christopher Kennedy filed a Pro Se Motion entitled "Motion for Contempt Post Judgement" in Docket # FA010075660S at the Rockville Superior Court. The heading was dated April 21, 2003. On May 7, 2003 the Court, in the person of Judge Graziani, accepted Mr. Kennedy's oral motion to withdraw the aforementioned motion.

On July 22, 2003, Christopher Kennedy was arrested by the Enfield Police Department and charged with three (3) counts of Custodial Interference Second Degree (CGS 53a-98). That matter is pending before the Superior Court in Enfield as Docket # H13W-CR03-0128850-S. A Family Violence protective Order was issued by Court (Scheinblum, J.) on October 2, 2003. Among the conditions ordered, the court also ordered "COMPL W/ VISITATION ORDER ISSUED THRU ROCKVILLE COURT" and "CONTACT W/ CHILDREN AS ORDERED IN ROCKVILLE COURT".

On January 8, 2004, the Court (Scholl, J.) Entered a restraining order in the matter of Kennedy v. Putnam (Tolland Judicial District, Docket # FA04-0083356). The court ordered that Christopher Kennedy refrain from imposing any restraint upon the person or liberty of Leanna Putnam, refrain from threatening, harassing, assaulting, molesting, sexually assaulting or attacking Leanna Putnam.

The court further ordered Kennedy to refrain from entering the family dwelling or Leanna Putnam's dwelling. The order also applied to minor children but visitation was allowed as to Kathleen and Brenna according to a

DATE AND SIGNATURE	DATE JUNE 29, 2005	SIGNED (Affiant) <i>[Signature]</i>
JURAT	SUBSCRIBED AND SWORN TO BEFORE ME ON (Date) JUNE 29, 2005	SIGNED (Judge, Clerk, Comm. Sup. Ct., Notary Pub.) <i>[Signature]</i>

FINDING

The foregoing Application for an arrest warrant, and affidavit(s) attached to said Application, having been submitted to and considered by the undersigned, the undersigned finds from said affidavit(s) that there is probable cause to believe that an offense has been committed and that the accused committed it and, therefore, that probable cause exists for the issuance of a warrant for the arrest of the above-named accused.

DATE AND SIGNATURE	DATE 6/29/05	SIGNED (Judge, Clerk, Comm. Sup. Ct., Notary Pub.) <i>[Signature]</i>
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ARREST WARRANT APPLICATION STATE OF CONNECTICUT SUPERIOR COURT

JD-CR-64EL Rev. 7-98
C.G.S. § 54-2a, Pr. Bk. Sec. 593, 593A, 594

FOR COURT USE ONLY	
Supporting Affidavits Sealed	
<input type="checkbox"/> YES	<input type="checkbox"/> NO

NAME AND RESIDENCE (Town) OF ACCUSED Christopher B. Kennedy, Ellington, CT	COURT TO BE HELD AT (Town) Hartford	G.A. NO. 14
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APPLICATION FOR ARREST WARRANT

TO: A Judge of the Superior Court

The undersigned hereby applies for a warrant for the arrest of the above-named accused on the basis of the facts set forth in the...

☒ affidavit below... ☐ affidavit(s) attached.

DATE AND SIGNATURE	DATE 6-29-05	SIGNED (Prosecutorial Official) <i>[Signature]</i>
--------------------	------------------------	---

AFFIDAVIT

The undersigned, being duly sworn, deposes and says:

schedule. Kennedy's visitation was suspended as to his son Sean and Kennedy was specifically ordered not to attend Sean's PPT or School conferences for Sean.

After a hearing on January 22, 2004, the Court (Kaplan, J.) extended the restraining order for a period of six (6) months.

On January 30, 2004, Christopher Kennedy filed a pro se Motion to Reargue Post Judgement the aforementioned Restraining Order (Docket # FA04-0083356 in the Tolland Judicial District).
On February 26, 2004, the Court (Kaplan, J.) Denied that motion to reargue.

On March 15, 2004 Christopher Kennedy was at the Hartford Superior Court at 95 Washington Street, Hartford, CT and submitted an Affidavit Temporary Custody Relief From Abuse (Form JD-FM-138A) and an Application for Relief From Abuse (Form JD-FM-137). The Form JD-FM-137 also has attached to it a two page affidavit in support of the request.

The Affidavit Temporary Custody Relief From Abuse (Form JD-FM-138A) requested that Mr. Kennedy be given Temporary Custody of his three children (Sean Kennedy, Kathleen Kennedy and Brenna Kennedy). The respondent was listed as Leanna Putnam - the former wife of Mr. Kennedy. Section 3 of the form (Form JD-FM-138A) contains the following :

"3. ("X" one) | ☐ I HAVE | ☐ I HAVE NOT participated as a witness or in any other capacity in any case in Connecticut or any state involving the children listed in this affidavit."

DATE AND SIGNATURE	DATE JUNE 29, 2005	SIGNED (Affiant) <i>[Signature]</i>
JURAT	SUBSCRIBED AND SWORN TO BEFORE ME ON Date, JUNE 29, 2005	SIGNED (Judge, Clerk, Comm. Sup. Ct., Notary Pub., <i>[Signature]</i> Supervising Prosecutor

FINDING

The foregoing Application for an arrest warrant, and affidavit(s) attached to said Application, having been submitted to and considered by the undersigned, the undersigned finds from said affidavit(s) that there is probable cause to believe that an offense has been committed and that the accused committed it and, therefore, that probable cause exists for the issuance of a warrant for the arrest of the above-named accused.

DATE AND SIGNATURE	DATE 6/29/05	SIGNED (Judge, Clerk, Comm. Sup. Ct., Notary Pub.) <i>[Signature]</i>
--------------------	------------------------	--

STATE OF CONNECTICUT
SUPERIOR COURT

www.jud.state.ct.us

C2

INSTRUCTIONS
TO APPLICANT

1. Use a typewriter or print clearly in ink. You must also complete an Affidavit, form JD-FM-138. Give both forms to the Clerk of Court.
2. After your Application and Affidavit are processed, the clerk will give you the proper papers to have served on the Respondent.
3. Make sure the originals are returned to court after service.

INSTRUCTIONS
TO CLERK

1. If Ex Parte relief is ordered, prepare Restraining Order - Relief From Abuse, form JD-FM-139; be sure to check the Ex Parte Restraining Order box on page 1 and complete the Order and Notice of Court Hearing on page 2.
2. If Ex Parte relief is NOT ordered, prepare Order and Notice of Court Hearing - Relief From Abuse, form JD-FM-140.
3. Provide the Applicant with the original and one copy of the Application and Affidavit. Retain copies of each for court file.
4. Provide the Applicant with the Procedures For Relief From Abuse Process brochure JD-FM-142P for further information.

JUDICIAL DISTRICT OF	COURT LOCATION (No., street, town and zip code)	DOCKET NO. (For court use only)
Tolland	69 Brooklyn Street, Rockville, CT 06066	83947
NAME OF APPLICANT (Your name)	DATE OF BIRTH (mm/dd/yyyy)	SEX (M/F)
Leanna Putman, Guardian for Kathleen & Branna Kennedy	6/24/65	F
ADDRESS TO WHICH APPLICANT'S MAIL IS TO BE SENT (No., street)	(Town)	(State) (Zip Code)
3 School Street	Enfield	CT 06076
APPLICANT'S TOWN OF EMPLOYMENT (if employed)		(State) (Zip Code)
NAME OF YOUR ATTORNEY (if any)	ATTORNEY'S TEL NO.	
Susan Boyan	860-872-7200	
NAME OF RESPONDENT (Person against whom application is filed)	DATE OF BIRTH (mm/dd/yyyy)	SEX (M/F)
Christopher B. Kennedy	5/23/67	M
ADDRESS OF RESPONDENT (No., street)	(Town)	(State) (Zip Code)
314 Jobs Hill Road	Ellington	CT 06029
RESPONDENT IS ("X" all that apply)		
<input type="checkbox"/> MY SPOUSE	<input type="checkbox"/> MY CHILD	<input type="checkbox"/> MY PARENT
<input checked="" type="checkbox"/> MY FORMER SPOUSE	<input type="checkbox"/> A PERSON 18 OR OVER WITH WHOM I RESIDE OR WITH WHOM I HAVE RESIDED	<input type="checkbox"/> A PERSON 18 OR OVER RELATED TO ME BY BLOOD OR MARRIAGE
<input type="checkbox"/> PARENT OF MY CHILD	<input type="checkbox"/> A CARETAKER WHO IS PROVIDING SHELTER IN HIS OR HER RESIDENCE TO A PERSON 60 YEARS OF AGE OR OLDER	
<input type="checkbox"/> A PERSON WITH WHOM I HAVE (OR RECENTLY HAD) A DATING RELATIONSHIP	Docket Number	Court location
<input checked="" type="checkbox"/> "X" here if a Protective Order/Restraining Order exists affecting any party to this Application (Enter Docket No. and Court Location)	FA-04-0083356	Tolland
<input checked="" type="checkbox"/> "X" here if a dissolution of marriage (divorce), custody or visitation action exists involving the same parties. (Enter Docket No. and Court Location)	CR-0200761448	Enfield
	DOCKET NO.	COURT LOCATION
	FA-01-0075660S	Tolland

APPLICATION FOR RELIEF FROM ABUSE

I declare that I have been subjected to a continuous threat of present physical pain or physical injury by the Respondent named above as stated more fully in my attached Affidavit. I request that the court: ("X" all that apply)

☒ 1. ORDER THAT THE RESPONDENT NAMED ABOVE:

- ☒ Refrain from imposing any restraint on me. ☒ Refrain from entering the family dwelling or my dwelling.
☒ Refrain from threatening, harassing, assaulting, molesting, sexually assaulting or attacking me.

(NOTE: The address provided here will be included on any orders entered by the court. If you do not wish to provide your address, do not complete this box. However, failure to disclose your location information may limit the protection you can receive by the restraining order. If you believe that disclosure of location information would jeopardize you and/or your child(ren)'s health, safety or liberty, you may file a Request For Nondisclosure of Location Information with the Clerk of Court.)

ADDRESS OF DWELLING (No., street, town, state, zip code)
3 School Street, Enfield, CT 06076

☐ 2. AWARD ME TEMPORARY CUSTODY OF THE FOLLOWING MINOR CHILD(REN) WHO IS (ARE) ALSO THE CHILD(REN) OF THE RESPONDENT:

NAME (First, Middle Initial, Last)	SEX (M/F)	DATE OF BIRTH (MM/DD/YYYY)	NAME (First, Middle Initial, Last)	SEX (M/F)	DATE OF BIRTH (MM/DD/YYYY)
1			4		
2			5		
3			6		

☒ 3. ORDER THAT THE RELIEF REQUESTED ABOVE IN NUMBER 1 EXTEND TO:

- ☒ The child(ren) named in Number 2 above and suspend Respondent's visitation
☐ Other persons (Specify name(s) and relationship(s) to you)

☒ 4. FURTHER ORDER: that the respondent be restrained from entering the children's school at The Grammar School at Somersville, 41 School St., Somers, CT

☒ 5. I REQUEST THAT THE COURT ORDER EX PARTE (IMMEDIATE) RELIEF ("X" if applicable)
AN IMMEDIATE AND PRESENT PHYSICAL DANGER TO ME AND/OR MY MINOR CHILDREN.

SIGNED (Applicant) X Leanna Putman	Subscribed and sworn to before me:	SIGNED (Clerk, Notary, Comm. Sup. Ct.) Susan Boyan	DATE SIGNED 3/19/04
---------------------------------------	------------------------------------	---	------------------------

OPTIONAL TO APPLICANT (if you choose to answer "X" the appropriate boxes below)

1. Does the respondent hold a permit to carry a pistol or revolver?..... ☐ YES ☐ NO ☒ UNKNOWN
2. Does the respondent possess one or more firearms?..... ☐ YES ☐ NO ☒ UNKNOWN

**PROTECTIVE ORDER
FROM ABUSE**
Rev. 8-02
§§ 29-28, 29-32, 29-33, 29-36k, 29-36l, 46b-15,
53a-38, 53a-42, 53a-217c, P.A. 01-130,
A 02-120, P.A. 02-127, P.A. 02-132

**** ATTENTION RESPONDENT ****
SEE PAGE 2 FOR FIREARMS RESTRICTIONS
AND OTHER INFORMATION CONCERNING
ORDERS OF PROTECTION.

STATE OF CONNECTICUT
SUPERIOR COURT
www.jud.state.ct.us



EX PARTE RESTRAINING ORDER

INSTRUCTIONS TO CLERK: Assign a hearing date of not later than 14 days from the date of the Order and Notice of Court Hearing. Provide the originals of the completed Application (JD-FM-137), Affidavit (JD-FM-138), this order (JD-FM-139) as well as two certified copies of this order to the Applicant. Retain one copy for the court file. Provide one copy to CSSD Family Services until January 1, 2003.

RESTRAINING ORDER AFTER HEARING

INSTRUCTIONS TO CLERK: Retain original for court file. Provide two certified copies of this order to the Applicant and one copy to the Respondent. Provide one copy to CSSD Family Services until January 1, 2003.

Within 48 hours of issuance of this order, the clerk shall send to the law enforcement agency where applicant resides, and, if different, the law enforcement agency where respondent resides and the law enforcement agency where applicant is employed:

Prior to January 1, 2003—a certified copy of this order.
On or after January 1, 2003—a copy of this order or the information contained herein by facsimile or other means.

D. TOLLAND		COURT LOCATION (No. street, town, zip code, and courtroom, if applicable) 69 BROOKLYN ST. ROCKVILLE, CT 06066		DOCKET NO. 83947	
NAME OF APPLICANT (Last, First, MI) JANNA PUTNAM, guardian for KATHLEEN & BRENNA KENNEDY		DATE OF BIRTH (mm/dd/yyyy) 6-24-65		SEX <input type="checkbox"/> M <input checked="" type="checkbox"/> F	RACE W
ADDRESS TO WHICH APPLICANT'S MAIL IS TO BE SENT (No. and street) 3 SCHOOL ST.		(Town) ENFIELD		(State) CT	(Zip Code) 06076
APPLICANT'S TOWN OF EMPLOYMENT (if applicable)		(State) CT		(Zip Code) 06076	
NAME OF RESPONDENT (Person against whom order is issued) (Last, First, MI) CHRISTOPHER B. KENNEDY		DATE OF BIRTH (mm/dd/yyyy) 5-23-67		SEX <input checked="" type="checkbox"/> M <input type="checkbox"/> F	RACE W
ADDRESS OF RESPONDENT IF DIFFERENT FROM ABOVE (No. and street) 314 JOBS HILL RD.		(Town) ELLINGTON		(State) CT	(Zip Code) 06029

RESTRAINING ORDER: RELIEF FROM ABUSE

ON THIS DATE IT IS HEREBY ORDERED THAT:

THE ABOVE-NAMED RESPONDENT,

- ☒ Refrain from imposing any restraint upon the person or liberty of the Applicant. (R1)
☒ Refrain from entering the family dwelling or the Applicant's dwelling. (R3)

- ☒ Refrain from threatening, harassing, assaulting, molesting, sexually assaulting or attacking the Applicant. (R2)
☐ Respondent may return to the dwelling one time with police to retrieve belongings. (R4)

ADDRESS OF DWELLING (Town) (State) (Zip Code)
3 SCHOOL ST. ENFIELD CT 06076

- ☐ Refrain from stalking the Applicant. (R6)
☐ Refrain from coming within 100 yards of the Applicant. (R7)
☒ Stay away from children's school/daycare. (R9)
☐ Refrain from having any contact in any manner with the Applicant. (R5)
☐ Refrain from entering the Applicant's place of employment. (R8)

☒ This order extends to the Applicant's minor children. (R10)

This order extends to other persons (R11): (Specify)

THE COURT FURTHER AWARDS TEMPORARY CUSTODY OF THE FOLLOWING CHILDREN TO THE APPLICANT (R12):

NAME (Last, First, MI)	SEX (M/F)	DATE OF BIRTH (MM/DD/YYYY)	NAME (Last, First, MI)	SEX (M/F)	DATE OF BIRTH (MM/DD/YYYY)
1			4		
2			5		
3			6		

- ☐ With visitation as follows (V1):
☒ Without visitation rights to the Respondent (V2).
☒ Further order (R13):

SUSPEND RESPONDENTS VISITATION. THE RESPONDENT BE RESTRAINED FROM ENTERING THE THE CHILDRENS SCHOOL AT THE GRAMMER SCHOOL AT SOMERSVILLE, 41 SCHOOL ST. SOMERS, CT

NOTICE

An EX PARTE RESTRAINING ORDER is only effective until the date of the hearing unless extended by agreement of the parties or by order of the court for good cause shown.
A RESTRAINING ORDER AFTER HEARING remains effective for six months from the date of the order unless a shorter period is ordered by the court.

SIGNED (Judge, Assistant Clerk)

DATE SIGNED

JONATHAN J. KAPLAN

PAGE 1 OF 2

FOR COURT USE ONLY

12:30 PM

3/19/04

Modified

STATE OF CONNECTICUT
SUPERIOR COURT
www.jud.state.ct.us



☒ EX PARTE RESTRAINING ORDER

INSTRUCTIONS TO CLERK: Assign a hearing date of not later than 14 days from the date of the Order and Notice of Court Hearing. Provide the originals of the completed Application (JD-FM-137), Affidavit (JD-FM-138), this order (JD-FM-139) as well as two certified copies of this order to the Applicant. Retain one copy for the court file.

☒ RESTRAINING ORDER AFTER HEARING

INSTRUCTIONS TO CLERK: Retain original for court file. Provide two certified copies of this order to the Applicant and one copy to the Respondent.

Within 48 hours of the issuance of this order, the clerk shall send to the law enforcement agency where applicant resides, and, if different, the law enforcement agency where respondent resides and the law enforcement agency where applicant is employed, a copy of this order or the information contained herein by facsimile or other means.

.D. CTD		COURT LOCATION (No., street, town, zip code, and courtroom, if applicable) 69 Brooklyn Street, Rockville CT 06066		DOCKET NO. FA04-0083947-S	
NAME OF APPLICANT (Last, First, MI) Putnam, Leanna		DATE OF BIRTH (mm/dd/yyyy) 06/24/1965	SEX <input type="checkbox"/> M <input checked="" type="checkbox"/> F	RACE White	
ADDRESS TO WHICH APPLICANT'S MAIL IS TO BE SENT (No. and street) 3 School St		(Town) Enfield	(State) CT	(Zip Code) 06082	
APPLICANT'S TOWN OF EMPLOYMENT (if applicable)		(State)	(Zip Code)		
NAME OF RESPONDENT (Person against whom order is issued) (Last, First, MI) Kennedy, Christopher Burke		DATE OF BIRTH (mm/dd/yyyy) 05/23/1967	SEX <input checked="" type="checkbox"/> M <input type="checkbox"/> F	RACE White	
ADDRESS OF RESPONDENT IF DIFFERENT FROM ABOVE (No. and street) 314 Jobs Hill Rd		(Town) Ellington	(State) CT	(Zip Code) 06029	

RESTRAINING ORDER - RELIEF FROM ABUSE

ON THIS DATE IT IS HEREBY ORDERED THAT:

THE ABOVE-NAMED RESPONDENT,

☒ Refrain from imposing any restraint upon the person or liberty of the Applicant. (R1)

☒ Refrain from entering the family dwelling or the Applicant's dwelling. (R3)

☒ Refrain from threatening, harassing, assaulting, molesting, sexually assaulting or attacking the Applicant. (R2)

☐ Respondent may return to the dwelling one time with police to retrieve belongings. (R4)

ADDRESS OF DWELLING
3 School St

(Town)
Enfield

(State) (Zip Code)
CT 06082

☐ Refrain from stalking the Applicant. (R6)

☐ Refrain from coming within 100 yards of the Applicant. (R7)

☒ Stay away from child(ren)'s school/daycare. (R8)

☐ Refrain from having any contact in any manner with the Applicant. (R5)

☐ Refrain from entering the Applicant's place of employment. (R8)

☒ This order extends to the Applicant's minor child(ren). (R10)

☐ This order extends to other persons (R11): (specify)

☐ THE COURT FURTHER AWARDS TEMPORARY CUSTODY OF THE FOLLOWING CHILD(REN) TO THE APPLICANT (R12):

NAME (Last, First, MI)	SEX (M/F)	DATE OF BIRTH (MM/DD/YYYY)	NAME (Last, First, MI)	SEX (M/F)	DATE OF BIRTH (MM/DD/YYYY)
1			4		
2			5		
3			6		

☐ With visitation as follows (V1):

☐ Without visitation rights to the Respondent (V2).

☒ Further order (R13):

R.O. on behalf of minor children kathleen and breanna kennedy/suspend respondents visitation. Respondent be restrained from entering the childrens school at the grammar school at somersville 41 school st somers ct. R.O. continued to 4/5/04 for hearing.

NOTICE

EX PARTE RESTRAINING ORDER is only effective until the date of the hearing unless tended by agreement of the parties or by order of the court for good cause shown. RESTRAINING ORDER AFTER HEARING remains effective for six months from the date the order unless a shorter period is ordered by the court.

IGNED (Judge, Assistant Clerk)

(Gazzoni, J.)

BRAZIANI

DATE SIGNED

03/29/2004

FOR COURT USE ONLY

102 KK

**FROM TESTIMONY BEFORE JUDICIAL BRANCH
REAPPOINTMENT OF JUDGE GRAZIANI,**

January 29, 2007

SEN. MEYER: Judge Graziani, I just want you to know that I admire your judicial temperament. I think you have a sensitivity toward people and human issues, particularly in the context of contested matrimonials.

And I've been there, as a member of the Bar in that regard for some years. And I wanted you to know that.

With respect to Mr. Kennedy, he apparently has taken exception with some of your rulings. Have any of those rulings, with respect to Mr. Kennedy, been overruled by an Appellate Court?

HON. EDWARD C. GRAZIANI: Okay. I had, yes, that's correct. Let me explain. I had Mr. Kennedy for, I'm guessing, three, two and a half, three, something like that years, literally motion after motion after motion.

He did appeal my custody and one contempt finding, and it was a matter in which Mr. Kennedy, I found, had denied his, I believe it was his son, the ability to do telephone contact with his mother.

I didn't fine him on that matter. I didn't sentence him to incarceration. I did find him in contempt.

In addition, there was a very long and involved custody battle, in which I gave custody, and when I say custody, sometimes lay people, and you're an attorney, so I'll explain it a little bit, it doesn't mean that the non-custodial parent doesn't get to see the child or the like.

And the Appellate Court found that I should have readvised him and told Mr. Kennedy that he should have, he had the right to counsel if he was indigent, unless I took away the threat of incarceration.

I didn't incarcerate him. I didn't say that in advance, and now I read the practice book section verbatim so I don't make that mistake. So they overturned that.

They upheld me on the custody he appealed, and they upheld the Appellate Court on the custody determination. I never once stopped Mr. Kennedy from seeing his children. There were very long and involved custody orders that were given, I mean, visitation and the like. I don't remember the details, every other weekend, vacations, and that type of thing.

Other judges subsequently issued restraining orders and terminated the custody and the visitation. I never did. I don't know the status now. I think it could be supervised. I'm not particularly sure.

But out of all the cases and all the hearings and the like, and he's appealed other judges' rulings, you know, there was that one, isolated on the telephone contact, and of everything else, there has never been, to my knowledge, any overturning of my rulings. In fact, I don't recall ever having, in a family matter, any other cases at all overturned or even appealed in the many years that I've done family. And I thank you for your compliment.

SEN. MEYER: Thank you.

1 FA-01-0075660-S
2 FA-04-0083947-S
3 FA-04-0083356-S

4 : SUPERIOR COURT

(F)

5
6 LEANNA PUTMAN

7 : TOLLAND JUDICIAL DISTRICT

8
9 V.

10 : ROCKVILLE, CONNECTICUT

11
12 CHRISTOPHER KENNEDY

13 : APRIL 5, 2004

14
15
16
17 BEFORE:

18
19 THE HONORABLE LAWRENCE KLACZAK
20 JUDGE TRIAL REFEREE

21
22
23
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25 APPEARANCES:

26
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28 For the Plaintiff:

29
30 SUSAN BOYAN, ESQ.

31
32
33
34 For the Defendant:

35
36 CHRISTOPHER KENNEDY (ordering party)
37 Pro Se

38
39
40
41
42
43
44 Jeanne Chace
45 Court Monitor

SUPERIOR COURT
TOLLAND JUDICIAL DISTRICT
JAN 16 11 55 AM '07

CHIEF CLERK
SUPREME COURT
JAN 24 A 11:11
31 CAPITOL AVENUE
STAMFORD, CT 06106

46 1/27/07: Copies mailed to all
47 Counsel / printing of record
48 *[Signature]*
Dep. Chief Clerk

Notice: 1/26/07
Leanna Putman, pro se
Courtney, Boyan & Foran, LLC
Susan M. Phillips
Christopher Kennedy, pro se
Ira A. Jacobs
Clerk, J.D. Tolland
bjm

1 Hartford, to go to a different jurisdiction to get an
2 order, which contradicts the order that was granted here
3 after a hearing, frightens me because I don't know what
4 your intentions were.

5 And your ex-wife talks about instability, and I
6 think that this is at least an indication that there may
7 be some instability in your life. I've read the motion
8 that you filed in this Court to recuse Judge Kaplan.
9 You're suggesting that criminal charges be brought
10 against him in your affidavit to recuse him. That, to
11 me, smacks -- of some instability. Maybe I'm wrong, but
12 I am concerned for these children; and I think because
13 of the concern -- and it's a legitimate concern and a
14 reasonable concern through the testimony that I've heard
15 here -- that this restraining order should be continued.

16 Having said that, I also think -- I agree with your
17 one statement in that you said these children need a
18 voice, and that's why I asked if there was a guardian ad
19 litem ever in this case for these children. There
20 probably should be one. And I'm going to take it upon
21 myself to appoint a guardian ad litem. I don't have
22 financial affidavits, so I don't know about your ability
23 to pay; but I think we need to get a voice for the
24 children in this Court. We don't have it. I'm having
25 what you're telling me they want to do. I'm having from
26 your ex-wife telling me what they want to do. But
27 again, I don't know. These are two conflicted people,

CR -04-0081653-S

:

SUPERIOR COURT

G

STATE OF CONNECTICUT

:

TOLLAND JUDICIAL DISTRICT

V.

:

ROCKVILLE, CONNECTICUT

CHRISTOPHER KENNEDY

:

APRIL 21, 2004

BEFORE:

THE HONORABLE GARY WHITE
SUPERIOR COURT JUDGE

APPEARANCES:

For the State:

BETH LEAMING
States Attorney's Office
20 Park Street
Rockville, CT 06066

For the Defendant:

CHRISTOPHER KENNEDY
Pro Se

Jeanne Chace
Court Monitor

1 MS. LEAMING: This is line five of the arraignment
2 docket, Mr. Kennedy.

3 MS. WASSENBERG: Your Honor, I spoke with
4 Mr. Kennedy as well as I spoke with Judge Klaczak who
5 has issued recently a restraining order, also advised
6 to give -- guardian ad litem for the children, an
7 Attorney Larouck (phonetic) from the Hartford area.
8 And in speaking with him and also speaking with my
9 supervisor, Mr. Meyers, because it's been an ongoing
10 case for several years of a divorce, we won't take the
11 case from Family Relations; and we're also
12 recommending a full no contact protective order.

13 THE COURT: All right. Did you say there's a
14 restraining order in place --

15 MS. WASSENBERG: There is.

16 THE COURT: --already?

17 MS. WASSENBERG: Ordered by Judge Klaczak.

18 THE COURT: Is this any different than the
19 restraining order?

20 MS. WASSENBERG: It's no different. It's just an
21 addition, which Judge Klaczak probably --

22 THE COURT: All right. Mr. Kennedy, the victim in
23 your case is Sean Kennedy.

24 MR. KENNEDY: Yes, Your Honor.

25 THE COURT: Who is that? The son?

26 MR. KENNEDY: That's my son, fifteen-year-old son.

27 THE COURT: I'm ordering you to refrain from

H

GRIEVANCE COMPLAINT #05-0830, KENNEDY VS. PARAKILAS

RESPONDENT'S ANSWER

INTRODUCTION

On June 10, 1994 the undersigned, hereinafter referred to as Respondent, was appointed by the State of Connecticut as a Deputy Assistant State's Attorney at Geographical Area #13 at Enfield. On January 16, 2004, the Respondent was promoted to Supervisory Assistant State's Attorney for the same geographic area. During the course of said employment, the Respondent in July of 2003 was assigned to prosecute an individual by the name of Christopher Burke Kennedy, hereinafter referred to as the Complainant, on criminal charges in the matter of State of Connecticut vs. Christopher Kennedy, docket no. H13WCR03-128850-S. The matter remains pending at the Enfield Superior Court. On or about August 31, 2005 the Complainant filed a grievance against the Respondent with the State Bar Counsel.

STATEMENT OF FACTS

On or about May 7, 2002, a dissolution of marriage was granted by the Rockville Superior Court in docket no. FA01-0075660-S between the Complainant and Leanna Putman, formerly Leanna Kennedy, which included an order of shared custody and visitation regarding the parties three minor children.

On or about February 4, 2003, the court granted Leanna Putman sole custody of the children and modified Complainant's visitation schedule. In pertinent part, the Order allowed the Complainant to have visitation with his children on Wednesdays commencing at 3 P.M. and concluding at 7 P.M. when Complainant was to return the children to their Mother's residence. A copy of said Order is attached hereto and marked as Exhibit #1.

Page 2, 6-13 omitted

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result of a physical confrontation that occurred between the Complainant and his son during visitation with the Complainant on New Year's Eve. The incident was also reported to DCF. Hearings on the restraining order application were held before the Honorable Jonathan Kaplan between January 20, 2004 and January 22, 2004. The Complainant appeared pro se and gave sworn testimony as part of those proceedings. Judge Kaplan ordered that the restraining order as to the son continue and suspended Complainant's visitation with him accordingly.

On February 5, 2004 the Complainant again appeared in the Enfield court with his attorney. The Family Relations counselor provided the Respondent with a report which included disclosure of the New Year's Eve incident. A copy of said report is attached hereto and marked as Exhibit #4. Despite this report, the counselor agreed to continue supervision of Complainant's matter and expected that he complete his individual therapy. At this time, the Respondent did not object to the Complainant's continued supervision as recommended.

At some point shortly after Complainant's February appearance in Enfield, the Respondent was contacted by Judge Kaplan. During this telephone conversation, Judge Kaplan expressed that based on his repeated dealings with the Complainant, he had significant concerns with respect to the Complainant's mental health status and ability to function as an appropriate and stable father to his children. The Judge told the Respondent that, based on the manipulative and controlling behavior that he observed in his courtroom, Respondent should pay close attention to the Enfield case and be mindful of the continued deterioration of the relationship between Complainant and his children. The Respondent informed his Honor that Complainant's Enfield case had been referred to Family Services and would likely be nolle so long as there were no further problems. Judge Kaplan specifically stated that it was the Respondent's exclusive province to resolve the Complainant's pending Enfield matter in any way the Respondent deemed appropriate. However, it seemed to him that further prosecution would be a warranted and appropriate consideration. At no time did Judge Kaplan order the Respondent to prosecute the charges pending against the Complainant.

On February 11, 2004, DCF filed a report of their investigation of the New Year's Eve incident which substantiated physical neglect on the part of the Complainant as to his son, and emotional neglect on the part of the Complainant as to his minor daughters.

On February 26, 2004, Judge Kaplan denied the complainant's motion to reargue the Rockville restraining order.

On March 16, 2004, the Complainant applied for and received an ex-parte restraining order from the Hartford Superior Court granting him temporary custody of the three children. As part of the application for same, the Complainant signed and attested, under oath, that he had not participated as a witness or in any other capacity in any case in Connecticut involving his listed children. A copy of said attestation is attached hereto and marked as Exhibit # 5. The order was faxed to the schools that the children attended and also served on Leanna Putman on March 18, 2004. The Complainant attempted to pick up his daughters at their school in Somers on March 18, 2004 and was denied due to the conflicting restraining orders. Upon learning of this Leanna Putman summoned the authorities. As soon as the State Police who were assigned to investigate the matter discovered what the Complainant had done, the Hartford Superior Court immediately vacated its restraining order. On March 19, 2004, Leanna Putman was granted a restraining order from the Rockville court suspending Complainant's visitation with his daughters.

Sometime during the end of March, 2004, the Respondent was again contacted by Judge Kaplan who explained his account of the deception and fraud perpetrated by the Complainant regarding the application and issuance of the Hartford restraining order. Judge Kaplan indicated that he was referring the matter for investigation to the Hartford State's Attorney's office.

On the next scheduled court date in Enfield on April 24, 2004, the Respondent was presented with a Family Services report which substantively provided that despite the Complainant's completion of a fatherhood development program and individual therapy, there continued to be

problems with the Complainant and his children. Specifically, the report indicated that the Complainant had been arrested on April 20, 2004 for a domestic violence incident involving his minor son and consequently had charges of Assault third degree, Unlawful Restraint second degree and Risk of Injury to a Minor pending in the Rockville Superior Court, Geographic Area #19. A copy of said report is attached hereto and marked as Exhibit #6.

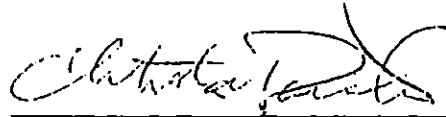
Based on the aforementioned report, the Family Relations counselor, upon her own initiative and unsolicited by the Respondent, made a motion that the diversionary referral be revoked and the matter be restored on the docket for prosecution. The motion was granted. Also on that date, Attorney Rothenberg's oral motion to withdraw as counsel based on a breakdown of the attorney client relationship was granted.

On the next scheduled court date of May 13, 2004, Attorney John F. O'Brien filed an appearance on behalf of the Complainant. Attorney O'Brien asked the Respondent to consider entering a nolle in the matter given that the Complainant had completed two separate counseling courses and that prosecution of the Complainant for the criminal charges now pending in Rockville should suffice to serve the interests of justice. However, based upon the further breakdown of the relationship between the Complainant and his children, the substantiation of abuse and neglect by DCF, the fraud associated with obtaining the Hartford restraining order, the criminal charges now pending in Rockville, and the revocation of the diversionary referral at the request of Family Services, the Respondent refused to nolle Complainant's case.

At some time during June of 2004, the Respondent was contacted by Theresa Wassenburg, a Rockville family court officer, who expressed her concerns with regard to the Complainant. Based upon her interactions with the Complainant, she concluded that he was an individual in need of a psychiatric evaluation. In her opinion, the Complainant was unable to let go of the relationship with his former wife and that he was manipulating the minor children as weapons in the battle to retain control in the relationship. Ms. Wassenburg deemed it necessary and appropriate to provide this

Respectfully submitted on this 13th day of October, 2005.

THE RESPONDENT

A handwritten signature in black ink, appearing to read "Christopher Parakilas", written over a horizontal line.

Christopher A. Parakilas
Supervisory Assistant State's Attorney
Superior Court GA#13 at Enfield

CR03-128850

SUPERIOR COURT

STATE OF CONNECTICUT

GEOGRAPHICAL AREA 13

VS

AT ENFIELD

CHRISTOPHER KENNEDY

JUNE 6, 2005

BEFORE: HONORABLE HOWARD SCHEINBLUM

APPEARANCES:

REPRESENTING THE STATE:

CHRISTOPHER PARAKILAS, ESQ.
Ass't State's Attorney
Superior Court GA13
Enfield, Connecticut

REPRESENTING THE ACCUSED:

JOHN O'BRIEN, ESQ
Rockville, Connecticut

SHELLEY PRAGUE

1 MR. PARAKILAS: Calling number 3 on the firm jury
2 list, Christopher Kennedy.

3 MR. O'BRIEN: Yes, Your Honor. Good afternoon.
4 John O'Brien with Mr. Kennedy. Your Honor may be aware of
5 the fact that there is a lengthy history to this 2003 case
6 and at my client's instructions, I had filed a motion to
7 withdraw and when I first appeared in the case a year ago,
8 it was my expectation that we would have the case resolved
9 long before today.

10 But, realistically, it's not occurred. We did file
11 a motion to dismiss the case, which motion was denied by
12 Her Honor and my client wishes me, at this point in time,
13 because of the length of the pendency of the case before I
14 pursue my motion to withdraw, to implore the Court to
15 dismiss the case because it has not gone to trial and now
16 it's been two year's time.

17 THE COURT: Who ruled on this motion previously?

18 MR. PARAKILAS: Judge Elgo.

19 THE COURT: I'm not going to overturn her.

20 MR. O'BRIEN: Tomorrow, Mr. Bochicchio and I had
21 scheduled tomorrow in Manchester another matter that we
22 intend to dissolve and dispose of before Your Honor or
23 this afternoon and so my client's second request be that
24 it be advanced on the trial list to commence jury
25 selection.

26 THE COURT: Let me ask you this, Mr. O'Brien, I've
27 read your motion to withdraw and it would appear to me

1 that there are irreconcilable differences between you and
2 the defendant so how could you be his trial attorney?

3 MR. O'BRIEN: Your Honor, while I empathize with
4 Mr. Kennedy and understand the substantial depravation
5 that he has experienced vis-a-vis lack of contact with his
6 children, I cannot join in some of his allegations against
7 the institute of the Superior Court.

8 Generally, his allegatins against certain members:
9 Sitting judges of the Superior Court as well as other
10 institutions of this State and I cannot consent to some of
11 his procedures or tactics but if compelled by the Court to
12 serve as trial counsel as an officer of the court, I would
13 - -

14 THE COURT: Well, I'm just reading from your
15 motion. "The orally administration of justice is
16 undermined when the essential bonds of trust and counsel
17 cease to exist as they have here." So, how could you be
18 his trial counsel?

19 MR. KENNEDY: I believe my attorney is being
20 intimidated by the Court; I believe he's being threatened
21 by the Court. I've had Judge Kaplan make racial remarks
22 about my history. He's brought religious issues; condemn
23 my religion.

24 THE COURT: Judge Kaplan?

25 MR. KENNEDY: Judge Kaplan.

26 THE COURT: I can't believe that.

27 MR. KENNEDY: In the transcript, he tells me to fix

1 the problems in my family. Like in Ireland, I want to fix
2 the problems in their county. That parenting is not a
3 Devine right. That I reminded him of this father he had
4 years before and he's going to do the same to me that he
5 did to that father.

6 THE COURT: What does that have to do with Mr.
7 O'Brien?

8 MR. KENNEDY: The issue, Your Honor, that my
9 attorney is being incapacitated to some extent. This is a
10 trial that is two years old now and I filed a motion for a
11 Bill of Particulars over two years ago.

12 THE COURT: I thought Mr. O'Brien is representing
13 you. Why are you filing the motions?

14 MR. KENNEDY: The initial attorney that I had, I
15 insisted on going to trial immediately and he asked to
16 withdraw and he - -

17 THE COURT: Who was your initial attorney?

18 MR. KENNEDY: Attorney Rothenberg.

19 THE COURT: Another words, you don't get along with
20 any of your lawyers.

21 MR. KENNEDY: No, I'm asking that the officers of
22 the court represent the integrity of the justice system.
23 Chris Parakilas has been told by Judge Kaplan to prosecute
24 this case when he had already agreed to nolle it over a
25 year ago.

26 I have not seen my children over a year and a half
27 ago because I filed a complaint against Judge Kaplan.

1 That is in the transcript, Your Honor.

2 THE COURT: Mr. Parakilas, do you care to respond
3 at this point?

4 MR. PARAKILAS: It's all unfounded as far as I can
5 tell. I don't know what transpired in GA19 with Judge
6 Kaplan. All I know is the track record this case has had
7 here, the only conversations I've had with Judge Kaplan
8 had to do with status and scheduling and posting and --

9 THE COURT: Had you ever represented that the case
10 was going to be nolle?

11 MR. PARAKILAS: No.

12 THE COURT: So where did you come up with that one,
13 Mr. Kennedy?

14 MR. KENNEDY: When I was with Family Relations,
15 Family Relations recommended eight weeks of counseling and
16 they would agree to a nolle. The prosecutor also agreed
17 to a nolle. I went to eight weeks of counseling and the
18 prosecutor then withdrew his offer after Judge Kaplan, on
19 the transcript, stated quite specifically, I called Chris
20 Parakilas in Enfield, the supervising prosecutor and told
21 him not to nolle this case. He wanted to enter a nolle;
22 it's in the transcript.

23 THE COURT: Who called Mr. Parakilas?

24 MR. KENNEDY: Judge Kaplan.

25 MR. KENNEDY: Mr. Parakilas, did Judge Kaplan call
26 you and tell you not to nolle the case?

27 MR. PARAKILAS: No, Your Honor.

1 MR. KENNEDY: Then we have an incident with the
2 judge -- either Chris Parakilas is not providing you with
3 the correct information or Judge Kaplan is not but -

4 THE COURT: Let me say this to you, Mr. Kennedy, if
5 I were to believe anybody, I would believe Judge Kaplan
6 and I believe Mr. Parakilas before I would believe you.

7 MR. KENNEDY: That's what I would expect, Your
8 Honor, and that's why this case is dragging on for two
9 years. The arrest itself, Your Honor, the police report
10 is based on a statement, it's based on a motion for
11 custody. As you know, the mother was not home at the
12 time.

13 THE COURT: I don't know anything about the case.

14 MR. PARAKILAS: The matter was referred to Family
15 Services and for a variety of reasons was returned to the
16 court and I've handed Your Honor the assessment from
17 Family Services. I don't have a date on that but it's
18 Family's reason for returning the matter to court.

19 THE COURT: What happened to the case in Rockville?

20 MR. O'BRIEN: Pending on the trial list.

21 THE COURT: Still pending?

22 MR. O'BRIEN: Yes, sir. Family case, contested.

23 THE COURT: The first issue I have to address is
24 your motion to withdraw. Do you seek to have me rule on
25 the motion?

26 MR. O'BRIEN: Yes, Your Honor.

27 MR. KENNEDY: I would like to address the Court,

1 Your Honor.

2 THE COURT: Hold on a second. Mr. Parakilas, with
3 respect to Mr. O'Brien's motion to withdraw, do you have
4 anything to say?

5 MR. PARAKILAS: No, Your Honor.

6 THE COURT: Yes, Mr. Kennedy?

7 MR. KENNEDY: Your Honor, just in going through the
8 history of this case, I've asked initially for a Bill of
9 Particulars and that motion was filed over a year ago.

10 THE COURT: Stick to Mr. O'Brien's motion to
11 withdraw. I am not interested in your motion for a Bill
12 of Particulars.

13 MR. KENNEDY: I believe that it ties into this
14 case and the fact that he is withdrawing because he is
15 personally being threatened or intimidated by the Court.

16 THE COURT: Are you being threatened or intimidated
17 by any judge or court?

18 MR. O'BRIEN: I have had no communications with any
19 judge of this Superior Court, resident, in Rockville or
20 Enfield or Hartford or anywhere else pertaining to Mr.
21 Kennedy in his case. Not initiated by me and not received
22 by me.

23 THE COURT: Do you represent Mr. Kennedy in
24 Rockville?

25 MR. O'BRIEN: I do, Your Honor, with a similar
26 motion.

27 THE COURT: You have a similar motion in Rockville.

1 Well, I have to conclude, Mr. Kennedy --

2 MR. KENNEDY: Your Honor, if I may,

3 THE COURT: No, you may not.

4 MR. KENNEDY: I would like to exercise my
5 constitutional rights to address the Court, Your Honor.

6 THE COURT: You may not. I have given you every
7 opportunity --

8 MR. KENNEDY: No, you have not.

9 THE COURT: -- and it's obvious to me that there is
10 a material breakdown of the lawyer client relationship
11 that in my opinion, Mr. O'Brien can no longer effectively
12 represent you. His motion to withdraw is granted.

13 MR. KENNEDY: Your Honor, I would ask this case be
14 dismissed on the grounds that you are denying me my
15 constitutional rights.

16 THE COURT: Denied.

17 MR. KENNEDY: I would also ask for an ADA
18 coordinator. I have attention deficit disorder and I'm
19 requesting accommodations prior to this motion being
20 granted.

21 THE COURT: What is your disability?

22 MR. KENNEDY: I have attention deficit disorder. I
23 take medication. I've been diagnosed with it and my son
24 is diagnosed with it.

25 THE COURT: And what do you expect the Court to
26 provide you with?

MR. KENNEDY: I expect them to provide me with an

1 ADA coordinator as well as accommodations - -

2 THE COURT: I never heard of an ADA coordinator.
3 Can you tell me what an ADA coordinator is?

4 MR. KENNEDY: Yes, Your Honor. I'm entitled to the
5 Federal laws for ADA. The ADA laws require that the
6 Courts in Connecticut assess every person coming before
7 them for the possibility of an ADA intervention or
8 accommodations. Every court in the State is required to
9 provide an accommodation for the person and an ADA
10 coordinator, policy and procedures, grievance process,
11 none of which is in place in the court or any court in the
12 State of Connecticut.

13 THE COURT: Mr. Parakilas, do you care to respond
14 to that?

15 MR. PARAKILAS: I'm not aware of that particular
16 Article cited, frankly.

17 THE COURT: I'm not aware of any statute ordinance
18 or otherwise State law or Practice Book rule that requires
19 anything like what you have requested. Mr. O'Brien, are
20 you aware of any such law, rule or statute?

21 MR. O'BRIEN: Your Honor, I do know that our State
22 judicial branch gives notice in essentially all of its
23 public notices; that it will provide accommodations for
24 persons with any disability and as far as the particulars
25 of ADA, I'm not aware of particular legal requirement and
26 the only thing that I can say is that I believe that Mr.
27 Kennedy is a man of above average intelligence who

1 comprehends the English language as well as any educated
2 professional and that I have reason to question his
3 diagnosis. I have no reason to question his treatment or
4 regiment of medications. At the same time, I have no
5 reason to believe, as an attorney who has dealt with him
6 for twelve months, that he has any misapprehension or
7 miscomprehension of these proceedings of the laws that
8 pertain to him in these criminal cases.

9 THE COURT: Mr. Kennedy, I will defer action on
10 your motion. I want a brief from you one week from today.

11 MR. KENNEDY: Which motion is that, Your Honor?

12 THE COURT: That's your motion for an ADA
13 coordinator. I want you to give me a brief citing me the
14 law and why the State of Connecticut should be allowed to
15 give you what you are asking for.

16 MR. KENNEDY: The Attorney General, Your Honor -

17 THE COURT: The case is continued until June 13th
18 and your motion to withdraw is granted.

19 MR. KENNEDY: Your Honor, I would ask for an
20 immediate trial. I believe I'm being --

21 THE COURT: Denied.
22
23